

ISMAIL J. RAMSEY (CABN 189820)
United States Attorney
MICHELLE LO (NYRN 4325163)
Chief, Civil Division
ELIZABETH KURLAN (CABN 255869)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: (415) 436-7298
Facsimile: (415) 436-6748
Elizabeth.Kurlan@usdoj.gov

Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CESAR ARMANDO NUNEZ ESCOBAR,
Plaintiff,

v.

UR MENDOZA JADDOU, in her official
capacity as Director of United States Citizenship
Services (USCIS), USCIS,
Defendants.

Case No.: 3:24-cv-01823-LJC

**STIPULATION TO STAY
PROCEEDINGS; ORDER**

The parties, through their attorneys, hereby stipulate and respectfully request the Court to stay proceedings in this case for a limited time, until March 5, 2025. The parties make this joint request because they are pursuing an administrative resolution that may render further litigation of this case unnecessary.

1. Plaintiff filed this mandamus action seeking adjudication of his Form I-589, Application for Asylum and Withholding of Removal. United States Citizenship and Immigration Services (“USCIS”) scheduled an interview for November 5, 2024. USCIS will work diligently towards completing adjudication of the I-589 application, absent the need for further adjudicative action or unforeseen circumstances that would require additional time for adjudication. If USCIS needs to

1 reschedule the interview, USCIS will do its best to do so within four weeks of the currently scheduled
2 interview date, absent unforeseen or exceptional circumstances.

3 2. Plaintiff agrees to submit all supplemental documents and evidence to USCIS seven to
4 ten days prior to the agreed upon scheduled interview. Plaintiff recognizes that failure to submit these
5 documents seven to ten days prior to the interview may result in the interview being rescheduled at no
6 fault of USCIS.

7 3. If needed by Plaintiff or their dependent(s), Plaintiff shall bring their own interpreter to
8 their asylum interview. See [https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-
9 provide-interpreters-starting-sept-13](https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-provide-interpreters-starting-sept-13). Plaintiff recognizes that failure to bring an interpreter to their
10 interview may result in the interview being rescheduled at no fault of USCIS.

11 4. Upon receipt of the Asylum Office's decision, Plaintiff agrees to voluntarily dismiss the
12 case.

13 5. The parties agree to bear their own litigation costs and attorney fees.

14 Accordingly, the parties stipulate and request that the proceedings in this case be stayed until
15 March 5, 2025, at which time the parties will file a joint status report with the Court. At that time, the
16 parties may request a further continuance of the stay of proceedings, dismissal of the litigation if
17 appropriate, or placement of the case back on the Court's active docket. A stay of proceedings in this
18 case will benefit the parties and conserve the Court's resources while the parties pursue a potential
19 administrative resolution.

20 Respectfully submitted,¹

21 ISMAIL J. RAMSEY
22 United States Attorney

23 Dated: May 24, 2024

24 /s/ Elizabeth D. Kurlan
25 ELIZABETH D. KURLAN
26 Assistant United States Attorney
27 Attorneys for Defendants

28 ¹ In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all
signatories listed herein concur in the filing of this document.

1 Dated: May 24, 2024

/s/ Jessica T. Arena
JESSICA T. ARENA
Attorney for Plaintiff

2
3
4 **ORDER**

5 Pursuant to stipulation, IT IS SO ORDERED.

6
7 Date: May 24, 2024

8 
LISA J. CISNEROS
United States Magistrate Judge